

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**HENRY BOYD, JR.; DOROTHY  
BISHOP; and KAREEM EL-AMEEN,  
individually and on behalf of all others  
similarly situated**

**PLAINTIFFS**

**VS.**

**CIVIL ACTION NO. 3:06cv548HTW-LRA**

**HALEY BARBOUR, GOVERNOR OF THE STATE  
OF MISSISSIPPI; JIM HOOD, ATTORNEY  
GENERAL OF THE STATE OF MISSISSIPPI;  
and ERIC CLARK, SECRETARY OF STATE OF  
MISSISSIPPI, members of the Mississippi State Board of  
Election Commissioners; LUCY CARPENTER, Circuit  
Clerk and Registrar for Marshall County, Mississippi;  
ANGIE MCGINNIS, Circuit Clerk and Registrar for  
Oktibbeha County, Mississippi; ROGER GRAVES,  
Circuit Clerk and Registrar for Pike County, Mississippi,  
on behalf of himself and all others similarly situated; and  
AUDREY JENKINS, ARTIST ROBBINS, SHIRLEY  
FITZGERALD, MELODY WHITE, and LYNN WELLS,  
members of the PIKE COUNTY, MISSISSIPPI BOARD  
OF ELECTION COMMISSIONERS, on behalf of  
themselves and all others similarly situated**

**DEFENDANTS**

**RESPONSE TO LOCAL DEFENDANTS'  
MOTION TO DISMISS COMPLAINT**

Plaintiffs, Henry Boyd, Jr., Dorothy Bishop, and Kareem El-Ameen, individually and on behalf of all others similarly situated, adopt their Response to Defendants' Motion to Dismiss filed in this case on October 30, 2006. And, plaintiffs also point out that the Local defendants' motion to dismiss is moot at this point because the Court has already denied the State defendants' motion to dismiss.

WHEREFORE, PREMISES CONSIDERED, plaintiffs respectfully request the Court to deny the Local defendants' motion to dismiss as well.

This the 2<sup>nd</sup> day of November, 2006.

Respectfully submitted,  
HENRY KIRKSEY, ET. AL.,  
PLAINTIFFS

/s/ Carroll Rhodes

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**CERTIFICATE OF SERVICE**

I, CARROLL RHODES, one of the attorneys for the plaintiffs, hereby certify that I have this day electronically served by the ECF system, which sent notification of such filing of a true and correct copy of the above and foregoing to:

Shawn Shurden, Esq.  
[sshur@ago.state.ms.us](mailto:sshur@ago.state.ms.us)

Wayne Dowdy, Esq.

And, I have today mailed, a true and correct copy of the foregoing to:

Wayne Dowdy, Esq.  
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215 East Bay Street  
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Tracey Clayton, Esq.  
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Jackson M. Brown, Esq.  
Oktibbeha County Board Attorney  
Post Office Box 57  
Starkville, Mississippi 39760-2257

This the 2<sup>nd</sup> day of November, 2006.

/s/ Carroll Rhodes  
Carroll Rhodes